

10/518467

DT01 Rec'd PCT/PTO 22 DEC 2004

Customer No. 22,852

Attorney Docket No. 05788.0335 -00000

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: )  
Yuri A. DUBITSKY, et al. )  
Application No.: Not Yet Assigned ) Group Art Unit:  
Filed: December 22, 2004 ) Examiner:  
For: **FUEL CELL INCORPORATING** )  
**A POLYMER ELECTROLYTE** )  
**MEMBRANE GRAFTED BY** )  
**IRRADIATION** )

**U.S. National Phase of International Application No. PCT/EP2003/006580**

**MAIL STOP PCT**

**Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

Sir:

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§1.56 and 1.97(b), applicants bring to the Examiner's attention the documents listed on attached Form PTO/SB/08 and cited in the enclosed international search report. A copy of the listed foreign patent documents is attached. Applicants respectfully request that the Examiner consider the documents listed on attached Form PTO/SB/08 and indicate that they were considered by making an appropriate notation on this form.

This Information Disclosure Statement is being filed with the above-referenced application.

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This submission does not represent that a search has been made or that no


better art exists and does not constitute an admission that each or all of the listed documents are material or constitutes "prior art." If the Examiner applies any of the documents as prior art against any claim in the application and applicants determine that the cited documents do not constitute "prior art" under United States law, applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such documents. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,  
GARRETT & DUNNER, L.L.P.

Dated: December 22, 2004

By:   
Ernest F. Chapman  
Reg. No. 25,961

Enclosures  
EFC/FPD/rac

Substitute for form 1449A/PTO			Complete if Known Application Number <b>10/518467</b> Filing Date December 22, 2004 First Named Inventor Yuri A. DUBITSKY Art Unit Examiner Name Attorney Docket Number 05788.0335-00000	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> (Use as many sheets as necessary)				
Sheet	1	of	1	

U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS					
Examiner Initials	Cite No. <sup>1</sup>	Document Number	Issue or Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US-6,268,430 B1	07-31-2001	CHOI, et al.	
		US-6,242,123 B1	06-05-2001	NEZU, et al.	
		US-5,679,482	10-21-1997	EHRENBERG, et al.	
		US-4,287,032	09-01-1981	PELLEGRI	
		US-2001/0026893 A1	10-04-2001	ASUKABE, et al.	
		US-5,994,426	11-30-1999	NEZU, et al.	

**Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004**

FOREIGN PATENT DOCUMENTS						
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	Translation <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				
		WO 98/22989	05-28-1998	UNIVERSITY OF SOUTHERN CALIFORNIA		
		WO 00/15679	03-23-2000	NATIONAL POWER PLC		

NON PATENT LITERATURE DOCUMENTS			
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	Translation <sup>6</sup>

Examiner Signature		Date Considered	
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